

R. Scotland / Anne Queen
THE *Anno 4^o Anne*
13

LAWS and ACTS

Made in the Third SESSION of the First

509. 9 / 13

PARLIAMENT,

Of Our most High and Dread SOVERAIGN,

ANNE,

*By the Grace of GOD, Queen of SCOTLAND, ENGLAND, FRANCE
and IRELAND, Defender of the Faith.*

Holden and Begun at Edinburgh the Twenty Eighth Day of June 1705:

By his Grace *John* Duke of *Argyll*, Marquess of *Kintyre* and *Lorn*,
Earl of *Campbell* and *Cowall*, Viscount of *Lochow*, and *Glenyla*, Lord
Inverary, *Mull*, *Morvern* and *Tirie*, Heretable Justice-General with-
in the Shire of *Argyll*, Isles and others, Heretable Sheriff and Lord
high Lieutenant of the said Shire, Her Majesties Heretable Great-
Master-Houshold in the Kingdom of *Scotland*, one of the Lords of
Her Majesties most Honourable Privy Council, an Extraordinary
Lord of the Session, Briggadeer-General and Captain of Her Majesties
Life-Guards of Horse, Briggadeer-General and Colonel of a Regiment
of Fuzileers in the Service of their High and Mightinesses the
States-General, and Knight of the most Ancient and most Noble
Order of the *Thistle*.

Her Majesties High Commissioner for holding the same.

By Vertue of a Commission under the Great-Seal of this Kingdom.

With the special Advice and Consent of the Estates of Parliament.

*Collected and Extracted from the Registers and Records of Parliament,
By Sir James Murray of Philiphaugh, Knight, one of the Senators
of the Colledge of Justice, Clerk to the Parliament, and to Her Majesties
Councils, Exchequer, Registers and Rolls, &c.*

E D I N B U R G H,

Printed by the Heirs and Successors of *Andrew Anderson*, Printer to the
QUEENS most Excellent MAJESTY, MDCC. V.

Cum Privilegio.

ANNE

THE GREAT GOD, QUEEN OF SCOTLAND, ENGLAND, FRANCE
and IRELAND, of the 1. 1. 1.

1705

Order of the Most Noble and Ancient and Most Noble
State Council and Knight of the most Ancient and most Noble
of Flanders in the service of the High and Mighty
Life-Guard of the Most Excellent General and Colonel of a Regiment
Lord of the Order of the Golden Fleece and Captain of the
Her Majesty's most Honourable Privy Council, an Extraordinary
Member of the House of Commons, one of the Lords of
Mansel, Lord in the Kingdom of Scotland, one of the Lords of
High Chamberlain of the said Shire, Her Majesty's Honourable Great-
in the said County, Her Majesty's Sheriff and Lord
Baron, Knight, Baron and Vice-Chancellor of the University of
East of England, and Lord of the Manor of Mansel and Mansel
by his Grace John Duke of Arundel, Masters of Arundel and Mansel

THE UNIVERSITY OF CHICAGO

of the Council of the Great Seal of the Kingdom
of the Lord of the Council of the Kingdom.

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THE
LAWS and ACTS

Made in the Third SESSION of the First

PARLIAMENT,
Of Our most High and Dread SOVERAIGN,
ANNE,

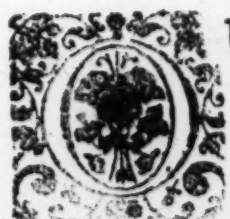
*By the Grace of GOD, Queen of SCOTLAND, ENGLAND, FRANCE
and IRELAND, Defender of the Faith.*

Holden and Begun at Edinburgh the Twenty Sixth Day of June 1705.

I.

*ACT discharging the Importation of
English, Irish, and Forreign Butter
and Cheese.*

September 21. 1705.



OUR SOVERAIGN LADY, with Advice and Consent of the Estates of Parliament, strictly Prohibites and Discharges the Importation to this Kingdom of all *English, Irish* and Forreign Butter or Cheese; and the Using, Employing or Consuming of any such Butter or Cheese to any Purpose, Use or Effect whatsoever within this Kingdom, under the pain of five hundred Merks Money, to be payed by the Importer, and fifty Pounds by the User or Employer, attour the Confiscation of all
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such Butter or Cheese, wherever the same can be seized, or the Value if the Contravention be proven, tho the Butter or Cheese be not seized; the Third Part of the said Fine and prohibite Goods for the use of the Fiscal of Court, where the Delinquency is cognosced, and the other two Parts thereof to the Discoverer; Declaring all Judges and Magistrates competent in Actions to be founded upon this Law, without prejudice nevertheless to any person whatsoever of importing *Irish* Butter in order to the exporting thereof out of this Kingdom, within eight Months after importing allannerly, under the Penalty & Certification above-mentioned, provided against Importing or Using; And for preventing the Using or Consuming of any such imported Butter within this Kingdom: It is hereby *Statute and Ordained*, that all such Butter as shall be imported in order to Exportation, be immediatly upon the landing thereof Reported by the Importer to the Custom-House, and secured by the Collector of Her Majesties Customs, at the Port of Landing, under Lock and Key, and so kept until the Exportation thereof furth of this Kingdom; And if any such Butter, or any part thereof, shall be transported from one Port of this Kingdom to another: In that Case, that the Merchant Owner shall give Bond with sufficient Caution to the said Collectors, to return Certificats from the Custom-House at the Port of Export, that the said transported Goods are so exported in the same Condition and Quantity in which they were imported, under the Penalty and Certification above-written, and that the Verity of the said Certificats may be disproved by the Oath of the Owner, or the respective Collectors, certifying such Collectors if they failzie in the punctual Observance of this Law, they shall be lyable to the Penalty of Importing *toties quoties*, attour the loss of their Office, upon their being convicted of such Malversation: And it is furdher hereby provided and Declared, that the Discoverer of such imported Butter or Cheese and Procurator-fiscal foresaid, shall be always bound and obliged to export the foresaid Butter or Cheese seized, and declared to belong to them in manner foresaid, in the same manner, and under the same Certification as Butter imported, in order to Export in manner above-mentioned. And it is hereby declared, that it is and shall be lawful and allowable to any of Her Majesties Liedges to inquire into the Observance of this Law, and to pursue the Delinquents accordingly.

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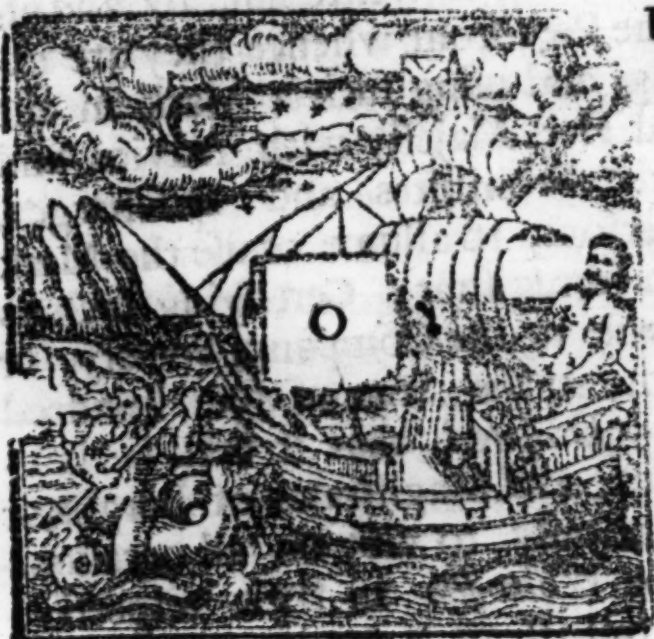
in Q. Ann's Parliament. (Sess. 3) 3

11.

ACT for advancing, and establishing the Fishing-Trade in and about this Kingdom.

September 21. 1705.

See 29th. 2
c. 23.
explaining
the said
Act.



UR SOVERAIGN LADY, and the Estates of Parliament, taking to Consideration, the great and many Advantages that may arise to this Nation, by encouraging the Salmond, White and Herring-fishings, they being not only a Natural and certain Fund to advance the Trade, and Increase the Wealth thereof, but also a true and ready way to breed Seamen, and set many Poor and Idle People to Work; And albeit there be several good Acts already made to encourage and carry on that Trade, yet

they are either in desuetude, defective, or do not answer the present Circumstances. Therefore, that so great and general a Concern may take effect in time coming; Her Majesty with Advice and Consent of the Estates of Parliament, *Authorizes* and *Impowers* all Her good Subjects of this Kingdom, to Take, Buy and Cure *Herring* and *White-fish*, in all and sundry Seas, Channels, Bay's, Firths, Lochs, Rivers, &c. of this Her Majesties ancient Kingdom, and Islands thereto belonging, wheresoever *Herring* or *White-fish* are or may be taken; And for their greater Conveniency, to have the free use of all Ports, Harbours, Shores, Fore-lands and others, for bringing in, Pickling, Drying, Unloading and Loading the same, upon payment of the ordinary Dues where Harbours are built; That is, such as are payed for Ships, Boats and other Goods, and discharges all other Exactions as a Nights fishing in the Week. commonly called *Saturday's Fishing*, *Top-money*, *Stallage*, and the like. And for the better advancing and carrying on the said Trade, Her Majesty with Consent foresaid, *Ordains* and *Enacts*, that all the Barrels made use of by the saids Fishers, shall be of the Largeness, Goodness and Quality, and marked as is prescribed by the 5th. Act of the 4. Sess. of the 1st. Parl. of W. and M. and that all the Herring or White-fish put into them, shall be Pyned, Cured and Packed

from the Bottom to the Top with Forreign Salt allannerly. *And further*, it is Ordained in manner foresaid, that no Salmond, Herring, or White-fish be shipped or transported from this Kingdom to Forreign Countries, but such as are made by the Subjects of this Kingdom, and marked with the Seal of the Maker and Merchant Exporter thereof, to the effect it may be known who has made the same, and the Collectors and other Officers of the Customs, are hereby commanded, to take and seize all Salmond, Herring or White-fish that shall be shipped in their severall Precincts for Exportation, unless made and marked as aforesaid, and to prevent the counterfitting of the foresaids Marks, Her Majesty with Consent foresaid, does allow any Company, Society, or single Person, to use and appropriat to themselves any particular Mark to be used by them upon Salmond, Herring or White-fish, by and attour the common Mark and Burn of the Port from whence they are exported, and to Registrat their taking and using such a Mark in the publick Register at *Edinburgh*. And Her Majesty with Advice and Consent of the said Estates, strictly Prohibites and Discharges, all other Companies, Societies, or Persons, to assume or use the Mark of any Company, Society, or Person so registrat; Certifying such as do in the contrair, they shall be lyable to the Company, Society, or Person to whom the Mark belongeth, in the Sum of five hundred *Merks toties quoties*: And it is hereby *Declared*, that it shall be lawful to the Sheriffs, Baillies of Regalities, and Magistrates of Burghs, or any having Commission from them, not only to visit on all occasions the curing and packing of *Herring or White-fish* in their respective bounds, but also to pitch upon any Barrel after it is made up and marked, and cause break open the same, and raise the *Herrings* if they think fit from the very Bottom, and in case they be not cured or packed as above-ordained, or that there be Broken, Bruised, Spilt, or not Guttred Herring or Fish among them, the saids Sheriffs, Baillies, Magistrates, or others commissioned by them, after the same is clearly proven by experienced and famous Witnesses, are hereby ordained to secure the whole Casks where the said unsufficient *Herring or White-fish* shall be found, and the persons to whom they belong shall pay for each Last one hundred *Merks Scots*, the Half to be given to the Discoverer, and the rest to the Poor of the Paroch, and proportionally for smaller Quantities of such unsufficient *Herring or White-fish*; And the said unsufficient *Herring or Fish* shall be discharged to be exported at any time thereafter. And Her Majesty out of Her Royal Bounty, hath allowed, and hereby allows to the Exporter of each Last of *White-fish and Herring* taken any manner of way, and exported out of this Kingdom, a Reward of Ten Pounds four shillings *Scots* Money, in the terms of the former Acts of Parliament, and for each Last of *Herring* taken in Bushes, and exported out of this Kingdom, a Reward of eighteen pounds, and for each Last of *Reid-herring* exported as said is, a Reward of twenty four pounds, either to be payed to the Exporter, his

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Heirs, Executors or Assignees, by the next Collector of Her Majesties Customs to the Port from which the said *Herring or White-fish* are exported, or in the option of the Merchant Exporter, that he have Retention of the foresaid Allowance or Draw-back in the first end of the Custome and Excise of the first Forreign Goods imported by him, either in the Ship that exported the *Herring or White-fish*, or in any other Ship, the Export being instructed in the terms of the 24th Act of the Parl. 1698, Certifying all Contraveeners, that they shall be lyable to the Penalties contained in that Act, attour the loss of their Offices, and their being incapable to be imployed in any Office about the Customs thereafter. *And farther*, it is *Statute and Ordained*, that the Execution provided by this Act for recovery of the Draw-back of *Herring*, shall be extended to the Proprietors and Exporters of *Salmond* cured in manner above-mentioned for the Draw-back appointed to be given on that Account by the former Act made thereanent; *Moreover*, Her Majesty for farther encouragement to any who shall undertake the Improvement of the *Herring and White-fishing*, hereby with Advice and Consent foresaid, *Statutes and Declares*, that all Forreigners, or Stranger-Fishers, who shall be imployed by any of the foresaid particular Persons or Societies, and reside in this Nation, shall enjoy all the Priviledges of free-born Subjects during their said Residence; And also *Statutes and Ordains*, that Cordage, Hemp, Cork, Pitch, Tarr, Plank, Board, Knap-pel, Skows, Hoops, Dutch-Nets, and all other Materials to be imported for the Trade of Fishing, shall be free of Custom, or any other Imposition whatsoever, and that the *Herring or White-fish* taken, cured, and packed as aforesaid, are, and shall be free of any manner of Duty or Taxation to Her Majesty on the Exportation of the same. *And farther*, Her Majesty with Consent foresaid, *Ratifies and Approves* all former Laws and Acts of Parliament made anent the slaying and destroying of Red-fish, Smolts and Fry of *Salmond*; and hereby Requires and Commands the Judges therein mentioned, to put these Laws to due Execution; And for that effect to hold Courts twice a year, at *Pasch* and *Michaelmas* yearly; at the ordinary place of such Courts within the Jurisdiction, and to Fine the Delinquents, and exact the Fines without Abatement, or punish the Delinquents personally if insolvent; Certifying such Judges as shall fail to hold Courts, and uplift the Fines, or punish Delinquents, as said is, after their being required thereto personally, under Form of Instrument, by any Heretor or other person concerned, they shall be lyable in the Sum of Five hundred *Merks toties quoties*, to belong to the person who shall pursue the Judge so failzeing or refusing to do Justice in manner above expressed. And it is hereby Declared, that such Proccesses as shall be commenced before the Lords of Session for that effect, shall be discussed summarly without abiding the course of the Roll, empowering the said Lords to modify the Expense of Plea, by and attour the Penalty: And sicklike the Officers of the Independent Company, and other Officers of Her Majesties Forces, are hereby required to apprehend the Persons of De-

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linquents, that may be either found guilty, or declared Fugitive, and that upon the Warrant or Orders of the Judges Ordinary, for their serving as Recruits, conform to the 33^d Act of the 6 Sess. of K. W. Parl. And also strictly *Prohibites and Discharges*, all fishing of Salmond from *Saturday* at Twelve of the Clock at Night, to *Sunday* at Twelve of the Clock at Night; and because all manner of salting of Fish for Export with *Scots Salt* is hereby discharged: *Therefore* Her Majesty with Consent fore said, strictly *Prohibites and Discharges* the Importation of all *English or Irish Salt*, from and after the first day of *October* next to come, under the Penalty of one thousand *Merks Scots Money*, to be exacted from, and payed by the Seller, Importer, and Buyer *toties quoties*, and Confiscation of the Ship, Bark and Boat wherein it is imported, and in case of importing the same upon Horses, Confiscation both of Horses and Salt, and the Carryer to be fined in Twenty Pounds *Scots*, and punished in his Person by Twenty days Imprisonment, and any person having Commission from the Salt-Masters, or any of them, is impowered to seize the said Salt, Ships, Barks, Boats or Horses, and to pursue the Contraveeners hereof before any Magistrate or Justice of Peace whatsoever, who are hereby Impowered and Required to put the same to due Execution; *Declaring*, that the one half of the said Fines and Seizures shall belong to the Apprehenders and Pursuers, and the other half to the Poor of the Paroch where the Transgression is committed. *And Lastly*, Her Majesty with Advice and Consent fore said, *Ratifies and Approves* all Benefits, Priviledges and Immunities already granted by any Acts of Parliament in favours of the *White Herring and Salmond-Fishings*, and all persons concerned therein.

III.

ACT appointing a Council of Trade.

September 21. 1705.



OUR SOVERAIGN LADY Considering, that nothing can contribute more to the promoting and advancing of Trade, and the Incouragement of all those who have erected, or shall erect Manufactories within this Kingdom, than that there be a *Council of Trade* established; *Therefore* Her Majesty with Advice and Consent of the Estates of Parliament, Nominats, Constitutes and Appoints, the Marquess of *Lothian*, the Earl of *Marr*, the Earl of *Buchan*, the Earl of *Leven*, the Earl of *Hyndford*, the Earl of *Stair*, and the Earl of *Hoptoun* for

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in Q. Anna's Parliament. (Sess. 3)

for the Nobility. Sir Robert Dickson of Inverack, the Laird of Carn-
math, Sir John Swintoun, the Laird of Jerviswood, the Laird of Kil-
maronock, Sir Thomas Burnet of Leys, and James Moir of Stonewood
for the Barrons. And Sir Patrick Johnstoun, Hugh Montgomery, Sir James
Smallet, Sir Alexander Ogilvie, Mr. John Clark, Mr. Dougald Stuart, and
Sir Hugh Dalrymple for the Royal Burrows, to be a Council of Trade, and
any seven of them to be a *Quorum*; With Power to them or their
Quorum foresaid, to inquire into, and examine the present State and
Condition of the Trade and Commerce of this Nation, how the same
is managed and regulat, and after the said Inquiry and Information is
so taken, to prepare such Overtures and Proposals as they shall judge
most proper and convenient for the Incouragement and Advantage of
Trade, to belaid by them before the next Session of Parliament, with
Power also to them, or their said *Quorum*, to take particular Informa-
tion and Tryal anent the Condition of the Manufactories of this Nati-
on, and to take such Measures, as that the Prohibitory Laws for incou-
raging thereof, and the Laws against the Exporting of Money, and all
other Laws relating to Trade, Commerce and Manufactories, and prevent-
ing Abuses therein, may be put to due Execution for hereafter; (Provid-
ing always, that it shall not be leifume to them, or their said *Quorum*, to
stop the Import or Export of any Goods that are at present in use to be
entered in the Custom-House, upon any pretence whatsoever;) And for
that effect full Power and Warrant is hereby granted to them, or their
said *Quorum*, to Cognosce upon, Determine, and Pronounce Sentence
against all the said Transgressors, for Transgressions, to be committed
after this Act, of the said Prohibitory Laws, made for the incourage-
ment of our own Manufactories, & against all Exporters of Money, con-
form to the Laws and Acts of Parliament made or to be made therea-
nent, or to grant Warrant for prosecuting the said Transgressors be-
fore the Judge competent, as they shall think fit; As also, with Power
to them and their *Quorum* foresaid, to choise their Members of Court,
except the Clerk, who is to be named by the Lord Register, and
to hold Courts, and to pass Sentences against the Contraveeners of the
said Acts of Parliament, and to cause put the said Sentences to due Exe-
cution, and to punish the Delinquents according to Law, by Fyning,
Confiscation, or otherways; And Ordains Letters of Horning, and
other legal Diligence to pass upon their Decrets and Sentences, as
upon Decrets of the Lords of Privy Council, Lords of Session, or any
other Judicatory, and with power to them to appoint a Collector for
uplifting the Fines, and confiscat Goods or Prices, and Value thereof, and
other Pains and Penalties, and to apply the same in the first place for
defraying the Charges and Expenses of the said Council, and paying
the Fees of their Clerk and other Servants; And declaring hereby,
that this present Commission shall continue and endure till the next Ses-
sion of Parliament *inclusive*, and to be accomptable to the Parliament
for their Actings and Proceedings in the said Matter. And Her Maje-

ity and Estates of Parliament, do hereby strictly *Require and Command*, all the Ministers and Officers of State, Lords of Privy Council, Thesaury and Exchequer, Lords of Session, and other Judges and Ministers of the Law, that from time to time they Assist and Concur with the said *Council of Trade*, as occasion requires, that every thing contained in this Commission may be duely execute, and made effectual according to the true Intent and Meaning of this Act, and that no Advocations or Suspensions shall pass of the Processes, Decrets and Sentences of the said Council, but by the Lords of Session in presence in time of Session, and three Lords met together in time of Vacance; And the first Dyet of the Meeting of the said *Council of Trade*, is hereby appointed to be at the Laigh Council-house of *Edinburgh*, the first lawful day after this Session of Parliament, by Ten of the Clock in the Forenoon, with Power to Adjourn their Meetings thereafter to such Times and Places as they shall think convenient.

IV.

ACT

For a Treaty with England.

September 21. 1705.



THE Estates of Parliament Considering, with what Earnestness the Queens Majesty has recommended to them the settling of the Succession to the Imperial CROWN of this Her Ancient Kingdom in the Protestant Line, failzeing Heirs of Her own Body: And also to enter into an Treaty with Her Kingdom of England, as the most effectual Way for extinguishing the Heats & Differences that are unhappily raised betwixt the two Nations: And in Prosecution of Her Majesties Royal and Just Purpose, of having a Treaty set on Foot betwixt Her two Independent Kingdoms of Scotland and England, without which these Things of great Consequence betwixt them cannot be accomodat:

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Therefore, Her Majesty with Advice and Consent of the Estates of Parliament, doth *Enact, Statute and Ordain*, that such persons and *Quorum* thereof, as shall be Nominat and appointed by Her Majesty under the Great Seal of this Kingdom, shall have full Power and Commission; *Likeas*, Her Majesty with Advice and Consent foresaid, doth hereby give and grant full Power, Commission and Authority to the saids Persons and their *Quorum*, to convene and meet at such time and times, and in such Place and Places as Her Majesty shall please to appoint, to Treat and Consult with such Commissioners as shall be authorized by Authority of the Parliament of *England*, of and concerning an Union of the Kingdoms of *Scotland* and *England*, and of and concerning such other Matters, Clauses and Things, as upon mature Deliberation of the greatest part of the said Commissioners assembled as aforesaid, and the Commissioners to be authorized by Authority of the Parliament of *England*, according to the Tenor of their Commissions in that behalf shall think necessary and convenient for the Honour of Her Majesty, the common Good and Welfare of both the said Realms for ever, and the said Commissioners for both the said Kingdoms shall according to the Tenor of their respective Commissions set down, and reduce their Proceedings in the said Matter into three several Writings and Instruments, each of them to be subscribed and sealed by the said Commissioners, and their *Quorum*, to the end that one of these Writings or Instruments may in all Humility be presented to the Queens Majesty, and an other of the said Writings or Instruments to be offered to the Parliament of *Scotland*, and the other of the said Writings or Instruments to be offered to the Parliament of *England*, at their next Sessions to be held in each Kingdom *respective*, after such Writings or Instruments shall be subscribed and sealed by the said Commissioners, that thereupon such further Proceedings may be had, as by Her Majesty and both the said Parliaments shall be thought fit and necessary, for the Well and common Good of both the said Kingdoms: To which Parliaments the intire Consideration of the whole, and the *Allowing* or *Disallowing* of the same, or any part thereof, as they shall think fit, is wholly reserved: And it is further provided, that no Matter or Thing to be treated of, proposed or agreed by the said Commissioners by vertue of this Act, shall be of any Strength or effect whatsoever, until it be first confirmed and established by Authority, and an Act of the Parliament of *Scotland*; Providing also, that the said Commissioners shall not treat of, or concerning any Alteration of the Worship, Discipline and Government of the Church of this Kingdom as now by Law established.

ACT
For encouraging the Exportation of Beef
and Pork.

September 21. 1705.



OUR SOVERAIGN LADY and Estates of Parliament, considering that the Exportation of Beef and Pork may be beneficial to this Nation, and that the right Packing and Curing, will very much contribute to the Improvement thereof; Doth hereby *Statute & Ordain*, that all Beef and Pork to be salted for Exportation, be packed in Barrels of at least eight Gallons measure, and be made and packed with Forreign Salt, and that the Barrel contain no less as two hundred pound Weight of well pyned Beef or Pork, and that the said Beef & Pork be well salted and pyned, at least eight days before it be put in the said Barrel, and that all the Barrels be of equal Goodness, and that the Pork may be the more sufficient; It is hereby *Statute and Ordained*, that no Swine salted for Exportation, be under a year Old, that no more Heads of Pork be put in one Barrel but what belongs to the Pork therein packed, and that the Barrels be made of good Timber well tighted, for which the Cowper is to be answerable, who is to put his Name and Mark upon them, so as he may be discovered in case of any insufficiency in packing or salting, and if it be found that the Beef or Pork was insufficient in the Packing or Curing, then the Cowper Packer shall not only be lyable in the Damages, but lose his Freedom, and be banished the Town where he resides, and that the Merchant Exporter of such insufficient Beef or Pork, be lyable to the like Penalties, as are appointed by the Act of this Session, *anent the right Curing and Packing of Herrings*. And for Advancing and Improving the Exportation of Beef and Pork, Her Majesty and Estates of Parliament, do Authorize and Command the Collectors, Surveyers,

Surveyers, Farmers and Managers of the Customs at the Ports from whence the same is exported, to allow the Merchant Exporter twenty shilling *Scots* of Reward for each exported Barrel thereof for Sale: And Ordains all Magistrates of Burghs from whence Beef or Pork is Exported, not only to take the Cowpers Oath to be faithful, but likewise to cause them find Caution for their Fidelity to the Value in case they contraveen.

VI.
ACT

Declaring Linen and Woollen Manufacture free of Duty at Exportation.

September 21. 1705.



OUR SOVERAIGN LADY, with Advice and Consent of the Estates of Parliament, Rescinds and Annuls the nineteenth Act of the fifth Session of King Williams Parliament, Imposing a Duty on Scots Musline, Camrick and Linen; And Statutes and Declares, that in all time coming, all Musline plain or Stript, Camrick, and all sorts of Linen, under whatsoever Name or Designation, and all Woollen Manufacture of any kind, or wherein there is any Wooll or Flax manufactured within this Kingdom, shall be free of all manner of Duty or Custom at Exportation; Discharging hereby all Collectors, or others concerned in the Customs, to exact any Duty therefore after the Date hereof, under the pain of five hundred Merks *toties quoties*: And the Estates of Parliament Declare, that whatever Loss Her Majesties Customs shall sustain by the Discharge of the foresaid Duty, they will make up the same in the next Session of Parliament: *Likeas*, Her Majesty with Advice and Consent foresaid, Rescinds and Annuls all other Laws and Acts of Parliament, in so far as they are inconsistent with this Act.

Smivers, Farmers and Managers of the Customs at the Ports from whence the same is exported, to allow the Merchant Exporter twenty shilling Year of Reward for each Exported Barrel thereof for Sale: And Ordains all Magistrates of Burghs from whence Beef or Pork is Exported, not only to take the Cowpox Oath to be faithful, but likewise to cause them and their Fidelity to the Value in case they contraven.

ACT

For a Supply of Seven Months Cess out of the Land-Rent.

September 21. 1705.



THE Estates of Parliament taking to their Consideration, the Dangers that still threaten this Kingdom, by reason of the continuance of the present War, which visibly requires the keeping up of the standing Forces, and the Supplies necessary for their Maintenance, and the Repairing, Furnishing and Maintaining the Forts and Garrisons, and outreiking and maintaining the Frigots employed for Defence of the Coasts: Do therefore humbly and cheerfully for themselves, and in Name and Behalf of this Kingdom whom they represent, make offer to Her Majesty of the Sum of Four hundred thirty two thousand eight hundred Pounds Scots Money, extending to six Months Cess, being seventy two thousand one hundred and thirty three pounds six shilling eight pennies monthly: Which new Supply is to be raised and uplifted out of the Land Rent of this Kingdom, in the same manner, and conform to the Proportion of the Shires and Burrows, contained in the sixth Act of the Parliament one thousand six hundred and ninety years. Providing always, that the proportion of Burrows be rated and payed as their Taxt-Roll now is, or shall be settled by themselves; And the said new Supply is to be payed at the Terms following, viz. The Sum of one hundred fourty four thousand two hundred and sixty six pounds thirteen shilling and four pennies, as two Months Cess, to be payed at the Term of *Martinmas* next, the like Sum of one hundred and fourty four thousand two hundred and sixty six pounds thirteen shilling

ling and four pennies, as other two Months Cels at the Term of *Candlemas* one thousand seven hundred and six, and the like Sum of one hundred and forty four thousand two hundred and sixty six pounds thirteen shilling four pennies, as other two Months Cels at the Term of *Lambmas* one thousand seven hundred and six; And Her Majesty considering, that this new Supply is granted for such necessary Uses, Doth with Advice and Consent of the Estates of Parliament, *Declare*, that no person nor persons shall be exempted from payment of their Proportion thereof for their Lands, upon any pretence whatsoever, excepting mortified Lands, and the Lands of *New-milns* belonging to the Woollen-Manufactory there, (for which mortified Lands, and Lands of *New-milns*, Deduction is to be allowed in the *Quota's* of the respective Shires,) notwithstanding of any former Law or Priviledge in the contrair. And Her Majesty with Advice and Consent foresaid, Appoints the same persons who have been named in the second Session of this current Parliament, and are still alive, and have qualified themselves according to Law, or shall qualifie themselves betwixt and the first *Tuesday* of *October* next, and such others as shall be contained in the Lists to be given in this Session of Parliament, being always qualified as said is, to be Commissioners for ordering and uplifting the said Supply, with power to chuse their own Clerk, and to do every other thing concerning the said Supply, as is prescribed and appointed by the foresaid Acts, and other Acts to which they relate, holding the same as herein repeated; And Ordains Execution to pass for In-bringing thereof, as is provided by the said Acts in all Points: And Ordains the first Meeting of the said Commissioners of Shires to be at the respective Head-Burghs thereof the said first *Tuesday* of *October* next; And requires the Sheriffs and Stewarts, or their Deputs, to intimat the same to the Commissioners of their Shires and Stewartries, with power to the said Commissioners to appoint the subsequent Dyets of their Meetings, and their Conveeners from time to time; As also, to appoint Collectors with sufficient Caution, as they shall think fit. And commits to Her Majesties Privy Council, upon the Death or not Acceptance of the Commissioners of Supply appointed by this Act, to Nominate and Appoint others in their places. And Her Majesty with Advice and Consent foresaid, *Declares* all Clauses contained in former Acts of Parliament, and Conventions of Estates, in relation to the In-bringing of Cels and Quartering, and anent Riding-money, to stand in full Force as to the Supply now Imposed, as it they were herein expressed, and were observed before the making of this Act: And it is hereby *Declared*, That no persons whether Heretor or Collector lyable in payment of the said Supply, shall be holden to produce their Receipts or Discharges of the same, after three Years, from their respective Terms of payment, unless Diligence be done therefore by Denunciation within the said three Years; In which case of Diligence by Denunciation, a Year further is only added to the said three Years, and none shall be holden to produce their Receipts or Discharges thereafter. And

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further,

further, The said Enates, do make Offer to Her Majesty of the Sum
 of Seventy two thousand one hundred and thirty three pounds six
 shilling and eight pennies, as another Months Supply, for payment
 of four thousand eight hundred Pounds to Mr. *James Anderson* Writer
 to Her Majesties Signet, and four thousand and eight hundred Pounds
 to Mr. *James Hodges*, conform to a Vote in this Session of Parliament,
 and also for payment of two thousand four hundred Pounds to *William*
Bayne, Brother to the deceast *James Bayne* Wright, in part of the Sums
 due to the said *James Bayne* by the Government; and the Remainder
 of the said Sum of seventy two thousand one hundred and thirty three
 Pounds six shilling and eight Pennies for Out-reiking Her Majesties
 Ship the *Royal William*, and keeping Her out at Sea eight Months, and
 for maintaining two Birlines to be kept upon the West-Coast, for pre-
 venting the Importation of *Irish* Victual and other prohibited Goods
 from *Ireland*: Which Months Supply shall be payed at the Term of
Martinmas one thousand seven hundred and six: And Her Majesty
 with Advice and Consent foresaid, *Appoints* the same to be proportio-
 ned and In-gathered in like manner as the six Months Cess is ap-
 pointed, and to be applyed to the Uses foresaid; And *Declares* the
 above Sums granted to Mr. *James Hodges* and the said *William Bayne*,
 shall be no ways affectable by their Creditors: And because by the Sup-
 ply hereby granted, the Land-Rent and Burghs of this Kingdom are
 only burdened: And it being reasonable that personal Estates in Mo-
 ney should bear some proportional Burden. Therefore, Her Majesty
 with Advice and Consent foresaid, *Statutes and Ordains*, that every
 Debitor owing Money within this Kingdom at Six per Cent. of Inte-
 rest, shall in the payment of his Annualrents have Retention in his own
 Hands of a Twelvth part of Six per Cent. and this Retention to be from
 the Term of *Martinmas* next to come, to the Term of *Martinmas*
 one thousand seven hundred and six; And it is *Declared* that it shall be
 Usury for any Creditor to refuse to grant the said Retention. And it
 is further *Statute and Ordained*, that no part of the said Supply be ap-
 plyed to any other Uses than these particularly above expresse, up-
 on any Pretext whatsoever, and particularly, that the Clearance and
 Arrears due to the Forces on the present Establishment for the Four-
 teen Months from the first of *August* one thousand seven hundred and
 four, to the first of *October* one thousand seven hundred and five, be
 punctually payed to them, during the Currency of the said six Months
 Cess.

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ACT

In favours of Mrs. Jean Ramsay.

September 21. 1705.



UR SOVERAIGN LADY, with Advice and Consent of the Estates of Parliament, Considering the Great and Eminent Services done by Lieutenant-General *George Ramsay* to Her Majesty and this Kingdom, and that there was considerable Sums of Arrears due to him at his Decease: *As also*, That he did engage his own Credit and Estate, on the Account of the Cloathing of the Regiment of Guards, and that the not payment of the said Arrears engaged him in other Debts for his own Subsistence, according to his

Rank and Quality; The Annualrents of which Debts, with the Annualrents of the said Debts contracted for the Cloathing, having run on, and increasing dayly, may, in all probability, exhaust his privat Estate: *Therefore*, the Estates of Parliament do humbly make Offer to Her Majesty of one Months Cess, to be uplifted furth of the Land Rent, at the four Terms *respective* after-mentioned, by equal Portions, *viz.* At the Term of *Candlemass* one thousand seven hundred and seven, and at *Candlemass* one thousand seven hundred and eight, and at *Candlemass* one thousand seven hundred and nine, and at the Term of *Candlemass* one thousand seven hundred and ten Years, in the same manner, and conform to the same Rules, as are set down in the Act of Supply, granted to Her Majesty in this Session of Parliament; And that towards the payment of the Cloathing of the Regiment of Guards, preceeding the Year one thousand seven hundred, in the first place; And the Remainder thereof towards the payment of the other Arrears of the said Lieutenant-General *George Ramsay*: And Her Majesty, with Advice and Consent foresaid, Ordains the said Cess to be uplifted, in-gathered, and appropriated to the said Uses accordingly.

ACT

Salvo Jure Cujuslibet.

September 21. 1705.



OUR SOVERAIGN LADY, taking to Consideration, that there are several Acts of Ratifications and others, past and made in this Session of Parliament, in favours of particular Persons, without Calling or Hearing of such as may be thereby concerned or prejudged. Therefore Her Majesty with Advice and Consent of the Estates of Parliament, *Statutes* and *Ordains*, that all such particular Acts, and Acts of Ratifications past in manner foresaid, shall not prejudice any third Party of their lawful Rights, nor of their Actions and Defences competent thereupon before the making of the said particular Acts, and Acts of Ratification, and that the Lords of Session, and all other Judges of this Kingdom, shall be obliged to judge betwixt Parties according to their several Rights standing in their Persons before the making of the saids Acts: All which are hereby Expounded and Declared to have been made *Salvo Jure Cujuslibet*.

X.

ACT of Adjournment.

September 21. 1705.



THE QUEENS Majesty Declares this Parliament Current, and Adjourns the same to the twentieth Day of *December* next, Ordaining all Members of Parliament, Noblemen, Commissioners from Shires and Burghs, and all others having Interest, to attend at *Edinburgh* that Day at ten a Clock, and that there be no new Elections in Shires or Burghs, except upon the Death of any of the present Commissioners.

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the Third Session of Queen Annes
First Parliament which are not here
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HER Majesties Commission to *John Duke of Argyll*, produced.
Protestations by some Noblemen for Precedency.
Commissions of the Office of Chancellor to *James Earl of Seafield*, Of
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the Office of Clerk Register to Sir *James Murray* of *Philiphaugh*, Of the Office of Secretary to *William Marquess* of *Annandale*, and *Hugh Earl* of *Loudoun*, Of the Office of Thesaurer-Deput to *David Earl* of *Glasgow*, and of the Office of Justice-Clerk to *Adam Cockburn* of *Ormistoun*, produced.

Her Majesties Letter appointing Lord *Archibald Campbell* to have the Place and Vote of Lord high Thesaurer in this Session of Parliament, produced.

Her Majesties Letter to the Parliament.

Commission of the Office of Privy-Seal to *James Duke* of *Queensberry*.
Act in favours of Mr. *George Campbell*.

Protestation by the Lord *Balmerinno* and Earls of *Errol* and *Marishal*.
Decreet the Earl of *Craford* against Sir *William Menzies*.

Decreet *Alexander Campbell* of *Fanab*, against Sir *William Menzies*.

Decreet the Duke of *Athole* against Sir *William Menzies*.

Decreet the Marquess of *Lothian* against Sir *William Menzies*.

Act in favours of Sir *William Menzies*.

Remit to the Session of the Process Sir *William Menzies* against his Partners and their Representatives.

Remit to the Session of the Petition the Countess of *Seaforth* against the Earl of *Cromarty* and *Kenneth Mackenzie*.

Protestation the Duke of *Athole* and others, concerning the Act for a Treaty with *England*.

Protestation the said Duke and others against approving the said Act.

Address by the Parliament to Her Majesty concerning the Treaty with *England*.

Protection Sir *Walter Seton* against his Creditors.

Act in favours of the Earl of *Buchan*.

Recommendation to the Thesaury in favours of the Royal Burrows, Mr. *James Anderson*, Mr. *James Hodges*, and *William Bayne*.

Act in favours of Sir *David Cuninghame* of *Milcraig*.

Remit to the Session Sir *Andrew Kennedy* against Sir *Alexander Cumming* of *Culter*.

Recommendation to Her Majesty in favours of Sir *Thomas Kennedy*.

Recommendation to the Thesaury in favours of Collonel *James Campbell*.

Act and Recommendation in favours of Captain *Charles Campbell*.

Ratification in favours of Her Majesties Commissioner *John Duke* of *Argyll*.

Protestation for the Duke of *Athole*, that the same should not prejudice the Offices granted to him.

Protestation by the Marquess of *Montrose* against the said Ratification, that it should not prejudice him of his Offices.

Protestation by Mr. *William Cochran* of *Kilmaronnock*, in name of the Earl of *Linlithgow* against the same Ratification.

Ratification in favours of the Earl and Countess of *Marr*.

Ratification in favours of Lord *Charles Ker* Director of the Chancellary.

Ratification of a Charter under the Great-Seal in favours of the deceast Mr. *William Hamilton*, Son to the deceast Lord *Basil Hamilton*.

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Ratification in favours of Sir *William Anstruther* of that Ilk:

Protestation by Lord *Archibald Campbell* in name of Her Majesties Commissioner the Duke of *Argyll* against the said Ratification, that it should not prejudice him of his Office of Master of Household to Her Majesty.

Protestation by Sir *Robert Forbes* in name of the Royal Burrows, against the Burgh of *Eli*, its having by the Charter ratified the same Privileges that Burghs Royal have.

Ratification in favours of Mr. *Robert Stuart* of *Tillicultry*.

Ratification in favours of *Daniel Stuart* Brother-German to Sir *William Stuart* of *Castlemilk*.

Two Ratifications in favours of Sir *Gilbert Eliot* of *Minto* and his Son.

Ratification in favours of *David* Earl of *Leven*.

Ratification in favours of Lieutenant-Col. *Wil. Maxwell* and his Son.

Ratification in favours of *Arthur Forbes* of *Echt*.

Ratification in favours of *John Leith* of *Leith-hall* and his Son.

Ratification in favours of *John Forbes* of *Balsug* and his Son.

Two Ratifications in favours of *James* Earl of *Mortoun*.

Ratification in favours of Sir *William Maxwell* of *Monreith*.

Ratification in favours of Sir *Alexander Ogilvie* of *Forglen*.

Ratification in favours of Mr. *James Nasmyth* of *Dawick* Advocat.

Acts for Fairs and weekly Mercats in favours of several Persons.

Protestation by Lieutenant-Collonel *John Erskine* for the Burgh of *Stirling*, against a Fair granted to the Laird of *Touchooddam*.

Act in favours of the Lord *Belhaven* and Partners, Tacksmen of Excise from *September 1695* to *March 1696*.

Decreet *George Mackenzie* one of the Sub-tacksmen against *Bethune* of *Tarvet* and *William Bernard*, and Recommendation to the Thesaury in favours of the said *George Mackenzie*.

Act in favours of the Duke of *Queensberry*.

Act in favours of the Duke of *Argyll*.

Act in favours of the Heirs of the deceased Laird of *Cassingray* Collector of the Hearth-money and his Cautioners.

Act in favours of Sir *Alexander Bruce* of *Broomhall*.

Recommendation to Her Majesty in favours of the Earl of *Dunmore*, Mr. *William Seton*, Mr. *John Clark*, Mr. *Dougal Stuart*, and Mr. *Robert Frazer*, Members of, and *Walter Riddel* Clerk to the Commission, for auditing the Publick Accompts.

Act in favours of Major *James Cuninghame* of *Aiket*.

Recommendation to the Thesaury in favours of Sir *George Hamilton*.

Recommendation to the Thesaury in favours of *John Campbell* of *Knockrioch* and Partners.

Recommendation to the Thesaury in favours of *John Drummond* and *James Dunlop* late General Receivers.

Recommendation to the Thesaury in favours of Captain *John Sleszer*.

Ratification in favours of *Robert Bisset* of *Lessindrum* and his Son.

Act in favours of the Town of *Glasgow*.

F I N I S.

Her Majesty's
Office of Master of Household to
should not prejudice him of his Office of Master of Household to
millioner the Duke of Argyll against the said Laisantion, that it
Protection by Lord Kitchener Campbell in name of Her Majesty's Com-
Laisantion in favour of Sir William Campbell of that ilk.

Representation in favour of David Green Brother-German to Sir William
Representation in favour of Mr. Robert Green of Tinsbury
lodges that Burghs Royal have
the Burgh of Ed, its having by the Charter raised the same Privi-
legedation by Sir Robert Fawcett in name of the Royal Burrows, against

Two Railroads in favour of St. Albans East of Montreal and his son.
 Articulation in favour of John East of Montreal.
 Articulation in favour of Richmond E. J. W. Mackel and his son.
 Articulation in favour of Arthur East of Essex.
 Articulation in favour of John East of Essex and his son.
 Articulation in favour of John East of Essex and his son.

The following is a list of the names of the persons who have been appointed to the various offices of the Government of the State of New York, for the year 1880:

from September 1895 to March 1896.
Detective George Blackman, one of the sub-trailmen against Pettus of
Lawson and William Howard, and Recommendation to the Treasury
Department of the 15th of June 1896.

[The following text is mirrored bleed-through from the reverse side of the page and is therefore illegible.]

second resolution to the Treasury in favor of Sir George H.
It is in favour of Major J. A. Cunningham of Africa
and against the Public Accountants.

Every member of, and William Lloyd Clerk to the Committee,
William Evans, Mr. John Lusk, Mr. Daniel Stewart, and Mr. Robert

second resolution to Her Majesty in favor of the Earl of Darnley, &c.

